

In re Galloway, et, al., U.S. Patent Application  
No. 08/369,980 for "Multi-Layer Thermoplastic Films  
and Packages Made Therefrom"

Filed: July 30, 1999

Examiner: R. Dye

Group Art Unit: 1772



# CERTIFICATE OF MAILING

I hereby certify that on April 28, 2000, this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, DC 20231

*Joy Ann G. Serauskas*  
Joy Ann G. Serauskas, Registration No. 27,952

## RESPONSE TO OFFICE ACTION TRANSMITTAL LETTER

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS

Transmitted herewith is a response in the above-identified application to the Office Action December 30, 1999.

- ☐ Small entity status of this application under 37 CFR 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish a small entry status under 37 CFR 1.9 and 1.27 is enclosed.
- ☒ A request for a one-month extension of time is enclosed.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total	4	Minus	20	0
Indep.	3	Minus	3	0
First Presentation Of Multiple Dep. Claim				

### SMALL ENTITY

Rate	Add'l Fee
X \$9 =	\$
X \$39 =	\$
X \$130 =	\$
Total Add'l Fee	\$

OR

### OTHER THAN A SMALL ENTITY

Rate	Add'l Fee
X \$18 =	\$
X \$78 =	\$
X \$260 =	\$
Total Add'l Fee	\$

- ☐ Please charge Deposit Account No. 13-0206 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 and any patent application processing fees under 37 CFR 1.17 associated with this communication or credit any overpayment to Deposit Account No. 13-0206. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 13-0206. A duplicate copy of this sheet is enclosed.

Date

*April 28, 2000*

SIGNATURE:

*Joy Ann G. Serauskas*

Joy Ann G. Serauskas  
Registration No: 27,952  
McDermott, Will & Emery  
227 West Monroe Street  
Chicago, Illinois 60606  
312-372-2000

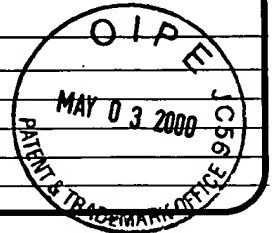
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# FEE TRANSMITTAL

Complete if Known

Applicati n Number 09/369,980  
 Filing Date July 30, 1999  
 First Named Inventor Deane E. Galloway, et al.  
 Group Art Unit 1772  
 Examiner Name R. Dye  
 Attorney Docket Number 24180 044002



Note: Effective October 1, 1997  
 Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT \$110.00

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account 13-0206  
 Deposit Account Name McDermott, Will & Emery

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☐ Payment Enclosed:

☐ Check ☐ Money ☐ Other Order

## FEE CALCULATION

### 1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	760	201	380	Utility filing fee	760.00
106	330	206	165	Design filing fee	
107	540	207	270	Plant filing fee	
108	790	208	395	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL					760.00

### 2. CLAIMS

Total Claims	Extra	Fee from below	Fee Paid
4	-20 =		
Independent Claims	1	-3 =	
Multiple Dependent Claims			

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	22	203	11	Claims in excess of 20
102	82	202	41	Independent claims in excess of 3
104	270	204	135	Multiple dependent claims
109	82	209	41	Reissue independent claims over original patent
110	22	210	11	Reissue claims in excess of 20 and over original patent
SUBTOTAL (\$)				

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	110
116	380	216	190	Extension for reply within second month	
117	950	217	475	Extension for reply within third month	
118	1,510	218	755	Extension for reply within fourth month	
128	2,060	228	1,030	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public-use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,320	241	660	Petition to revive - unintentional	
142	1,320	242	660	Utility issue fee (or reissue)	
143	450	243	225	Design Issue fee	
144	670	244	335	Plant Issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))	
149	790	249	395	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify)					
Other fee (specify)					
Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					110.00

## SUBMITTED BY

Typed or Printed Name Joy Ann G. Serauskas

Signature *Joy Ann G. Serauskas*

Date April 28, 2000

Complete (if applicable)

Reg. Number 27,952

Deposit Account User ID 13-0206

Docket No. 24180-044002

PATENT

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5-28-00  
DB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Galloway, et al., U.S. Patent )  
Application No. 09/369,980 )

For: MULTI-LAYER THERMOPLASTIC FILMS )  
AND PACKAGES MADE THEREFROM )

Filed: July 30, 1999 )

Group Art Unit: 1772 )

Examiner: R. Dye )

Certificate of Mailing

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RESPONSE TO OFFICE ACTION

Assistant Commissioner of Patents  
Washington, DC 20231

Dear Sir:

In response to the Office Action mailed December 30, 1999, it is respectfully requested that the following amendments be entered and the following remarks considered with respect to the above-identified patent application. Applicants have requested a one-month extension of time.

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Amendment

In the Specification:

At page 1, after the section heading "Background of the Invention," please add the following paragraph:

-This application is a continuation of U.S. Application No. 08/481,684, filed June 7, 1995, now abandoned, which is a continuation-in-part application claiming priority of U.S. Application No. 08/082,226, filed June 24, 1993, now abandoned.-

In the claims:

17. (Twice Amended) A multilayer polymeric film, comprising:

(a) a first barrier layer, having first and second opposing surfaces;

B/C  
B2  
Hag  
201

cannot find in continuing data